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5 UNITED STATES DISTRICT COURT
6 DISTRICT OF NEVADA

7 DALE CRAIG,

8 Plaintiff,

9 v.

10 STATE OF NEVADA ex rel THE NEVADA
11 DEPARTMENT OF CORRECTIONS et al.,

12 Defendants.

2:16-cv-02388-RFB-PAL

ORDER

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14 This is an action on a civil rights complaint pursuant to 42 U.S.C. § 1983, removed from
15 state court. The Court entered a screening order on October 23, 2017. (ECF No. 8). The
16 screening order imposed a 90-day stay and the Court entered a subsequent order in which the
17 parties were assigned to mediation by a court-appointed mediator. (ECF No. 8, 10). The
18 Office of the Attorney General has filed a status report indicating that settlement has not been
19 reached and informing the Court of its intent to proceed with this action. (ECF No. 18).

20 **IT IS THEREFORE ORDERED** that:

21 1. The Clerk of the Court shall electronically **SERVE** a copy of this order and a copy
22 of Plaintiff's complaint (ECF No. 1-2) on the Office of the Attorney General of the State of
23 Nevada, by adding the Attorney General of the State of Nevada to the docket sheet. This
24 does not indicate acceptance of service.

25 2. Service must be perfected within ninety (90) days from the date of this order
26 pursuant to Fed. R. Civ. P. 4(m)

27 3. Subject to the findings of the screening order (ECF No. 8), within **twenty-one**
28 **(21) days** of the date of entry of this order, the Attorney General's Office shall file a notice
advising the Court and Plaintiff of: (a) the names of the defendants for whom it accepts

1 service; (b) the names of the defendants for whom it does not accept service, and (c) the
2 names of the defendants for whom it is filing the last-known-address information under seal.
3 As to any of the named defendants for whom the Attorney General's Office cannot accept
4 service, the Office shall file, *under seal*, but shall not serve the inmate Plaintiff the last known
5 address(es) of those defendant(s) for whom it has such information. If the last known address
6 of the defendant(s) is a post office box, the Attorney General's Office shall attempt to obtain
7 and provide the last known physical address(es).

8 4. If service cannot be accepted for any of the named defendant(s), Plaintiff shall
9 file a motion identifying the unserved defendant(s), requesting issuance of a summons, and
10 specifying a full name and address for the defendant(s). For the defendant(s) as to which the
11 Attorney General has not provided last-known-address information, Plaintiff shall provide the
12 full name and address for the defendant(s).

13 5. If the Attorney General accepts service of process for any named defendant(s),
14 such defendant(s) shall file and serve an answer or other response to the complaint within
15 **sixty (60) days** from the date of this order.

16 6. Henceforth, Plaintiff shall serve upon defendant(s) or, if an appearance has been
17 entered by counsel, upon their attorney(s), a copy of every pleading, motion or other document
18 submitted for consideration by the Court. Plaintiff shall include with the original document
19 submitted for filing a certificate stating the date that a true and correct copy of the document
20 was mailed or electronically filed to the defendants or counsel for the defendants. If counsel
21 has entered a notice of appearance, Plaintiff shall direct service to the individual attorney
22 named in the notice of appearance, at the physical or electronic address stated therein. The
23 Court may disregard any document received by a district judge or magistrate judge which has
24 not been filed with the Clerk of the Court, and any document received by a district judge,
25 magistrate judge, or the Clerk of the Court which fails to include a certificate showing proper
26 service.

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7. This case is no longer stayed.

DATED: This 23rd day of February, 2018.


United States Magistrate Judge